Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Message Text

UNCLASSIFIED

PAGE 01 STATE 310472
ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 SCA-01 JUSE-00 /017 R

DRAFTED BY L/M:KEMALMBORG:AD
APPROVED BY L/M:KEMALMBORG
JUSTICE - MR. HARRIS (INFO)
EUR/NE (INFO)
----------240726Z 116066 /12
R 232226Z DEC 76
FM SECSTATE WASHDC
TO AMEMBASSY LONDON

UNCLAS STATE 310472

E.O. 11652: N/A

TAGS: PFOR, UK

SUBJECT: EXTRADITION: DONALD EDWARD ECKESS

1. UK EXTRADITION REQUEST FOR SUBJECT SHOULD GO INTO FINAL COURT STAGES EARLY NEXT YEAR. U.S. ATTORNEY FEELS APPLICATION OF U.S. STATUTE OF LIMITATIONS, WHICH IS FIVE YEARS, WILL BE CRITICAL ISSUE. U.S. STATUTE OF LIMITATIONS IS TOLLED, HOWEVER, IF ACCUSED CAN BE SHOWN TO BE FUGITIVE FROM JUSTICE. PROBABLE WEIGHT OF AUTHORITY IN U.S. IS THAT GOVERNMENT SEEKING EXTRADITION MUST FURNISH EVIDENCE OF ACCUSED'S INTENT TO FLEE FROM ITS JURISDICTION. THERE IS SOME AUTHORITY FOR PROPOSITION THAT INTENT CAN BE FORMULATED SUBSEQUENT TO ACTUAL DEPARTURE.

2. JUSTICE SUGGESTION IS THAT UK FILE SUPPLEMENTARY EVIDENCE ON ISSUE OF ECKESS' FLIGHT TO AVOID PROSECUTION. THIS MIGHT BE, FOR EXAMPLE, EVIDENCE THAT ECKESS HAD KNOWLEDGE OF THE CRIMINAL INVESTIGATION BEING UNDERWAY AT TIME HE LEFT ENGLAND, OR THAT UK AUTHORITIES CONTACTED HIM TO INFORM HIM
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 310472

OF INVESTIGATION AND SEEK HIS RETURN TO ANSWER QUESTIONS.

3. SINCE JANUARY 31, 1977 IS DEADLINE FOR SUBMISSION OF CONTENTIONS OF FACT AND LAW AND LISTS OF WITNESSES AND

EXHIBITS, DEPARTMENT BELIEVES IT IMPORTANT TO CONTACT UK

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

PROSECUTING AUTHORITIES QUICKLY AND DIRECTLY IN LONDON.

KISSINGER

UNCLASSIFIED

NNN

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: REPORTS, EXTRADITION, COURT PROCEEDINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 23 DEC 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE310472
Document Source: CORE
Document Unique ID: 00
Drafter: KEMALMBORG:AD
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760472-0197
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19761215/aaaaanao.tel
Line Count: 65
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: vogelfj
Review Comment: n/a
Review Content Flags:
Review Date: 14 JUN 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <14 JUN 2004 by chengls>; APPROVED <20 DEC 2004 by vogelfj>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: EXTRADITION: DONALD EDWARD ECKESS
TAGS: PFOR, UK, (ECKESS, DONALD EDWARD)
To: LONDON
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006